

## AMENDMENTS TO THE CLAIMS

**This listing of claims will replace all prior versions and listings of claims in the application:**

### LISTING OF CLAIMS:

1. (currently amended) A recording medium playback device comprising:
  - a drive source;
  - a receiving part for receiving a plurality of holding members arranged being laid on one another, said holding member being capable of holding a recording medium;
  - a playback part for playing back the recording medium received in the receiving part;
  - a carrying part for carrying the recording medium through an insertion slot by drive force of the drive source;
  - a positioning part for moving the holding member along a direction of the arrangement of the holding members by drive force of the drive source so as to position the holding member at a position where the holding member can hold the recording medium carried through the insertion slot and for moving the carrying part by drive force of the drive source so as to position the carrying part at a position where the carrying part can carry the recording medium inserted through the insertion slot; and
  - a transmission restricting part for restricting the drive force of the drive source to be transmitted to the positioning part when the carrying part carries the recording medium.
2. (previously presented) The device according to claim 1, wherein the carrying part is movable together with the playback part along the direction of the arrangement of the holding members.
3. (currently amended) The device according to claim 1 ~~or 2~~ further comprising:
  - a separating element for parting the holding member of one recording medium and the holding member of another recording medium from each other along the direction of the arrangement of the holding members; and
  - a second drive source for supplying drive force to the separating element,

wherein the transmission restricting part is displaced by drive force from the second drive source in a range between a connecting position where the drive force of the drive source is allowed to be transmitted to the positioning part and a parting position where the drive force of the drive source is restricted to be transmitted to the positioning part.

4. (new) The device according to claim 2 further comprising:

a separating element for parting the holding member of one recording medium and the holding member of another recording medium from each other along the direction of the arrangement of the holding members; and

a second drive source for supplying drive force to the separating element,  
wherein the transmission restricting part is displaced by drive force from the second drive source in a range between a connecting position where the drive force of the drive source is allowed to be transmitted to the positioning part and a parting position where the drive force of the drive source is restricted to be transmitted to the positioning part.